

*Gates & Cooper LLP*

Howard Hughes Center  
 6701 Center Drive West, Suite 1050  
 Los Angeles, California 90045

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OCT 16 2006

FAX TRANSMISSION TO USPTO

TO: Commissioner for Patents  
 Attn: Examiner Andrew J. Rudy  
 Patent Examining Corps  
 Facsimile Center  
 Alexandria, VA 22313-1450

FROM: George H. Gates  
 OUR REF.: 9618  
 TELEPHONE: (310) 642-4146

Total pages, including cover letter: 30

PTO FAX NUMBER: 571-273-8300

If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8798.

Title of Document Transmitted:	TRANSMITTAL SHEETS, PETITION TO WITHDRAW HOLDING OF ABANDONMENT WITH COPIES OF FACSIMILE SUBMISSION OF NON-COMPLIANT APPEAL BRIEF AND SUPPLEMENTAL BRIEF, AUTOREPLY RECEIVED FROM THE PTO, A COPY OF PAIR, AND A VERIFIED STATEMENT BY GEORGE H. GATES IN SUPPORT OF THE PETITION TO WITHDRAW HOLDING OF ABANDONMENT.
Applicant:	Brian J. Wasserman et al.
Serial No.:	10/016,452
Filed:	December 10, 2001
Group Art Unit:	3627
Title:	DYNAMIC EVENT SELECTION FOR FINANCIAL PROCESSING IN A RELATIONAL DATABASE MANAGEMENT SYSTEM
Our Ref. No.:	9618

Please charge all fees to Deposit Account No. 14-0225 of NCR Corporation, the assignee of the present application.

By: GHG  
 Name: George H. Gates  
 Reg. No.: 33,500

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Barbara Senty  
 Signature

October 16, 2006  
 Date

GHG/bjs

G&C 30145.419-US-01

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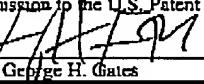
Due Date: December 5, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Brian J. Wasserman et al.	Examiner:	Andrew J. Rudy
Serial No.:	10/016,452	Group Art Unit:	3627
Filed:	December 10, 2001	Docket:	9618
Title:	DYNAMIC EVENT SELECTION FOR FINANCIAL PROCESSING IN A RELATIONAL DATABASE MANAGEMENT SYSTEM		

## CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on October 16, 2006.

By:   
Name: George H. Gates

## MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

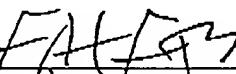
- Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
- Petition to Withdraw Holding of Abandonment with copies of facsimile submission of Non-Compliant Appeal Brief and Supplemental Brief, Auto-Reply received from the PTO, and a copy of PAIR.
- Verified Statement by George H. Gates in Support of the Petition to Withdraw Holding of Abandonment.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 14-0225 of NCR Corporation (the assignee of the present application). A duplicate of this paper is enclosed.

Customer Number 22462

GATES & COOPER LLP  
Howard Hughes Center  
6701 Center Drive West, Suite 1050  
Los Angeles, CA 90045  
(310) 641-8797

By:   
Name: George H. Gates  
Reg. No.: 33,500  
GHG/bjs

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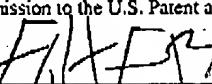
Duc Date: December 5, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian J. Wasserman et al. Examiner: Andrew J. Rudy  
 Serial No.: 10/016,452 Group Art Unit: 3627  
 Filed: December 10, 2001 Docket: 9618  
 Title: DYNAMIC EVENT SELECTION FOR FINANCIAL PROCESSING IN A RELATIONAL  
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 Name: George H. Gates

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By:   
 Name: George H. Gates

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

MAIL STOP PETITION  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

Applicant's attorney submits this Petition in response to a "Notice of Abandonment" dated October 5, 2006 (attached hereto), which indicated that the application was abandoned due to Applicant's failure to timely file a proper reply to the Office letter (i.e., a Notification of Non-Compliant Appeal Brief) mailed October 27, 2005.

This Notice of Abandonment is erroneous.

A response to the Notification of Non-Compliant Appeal Brief and supplement Brief of Appellant were filed on November 28, 2005. Copies of the facsimile submission of these documents are attached, along with the auto-reply received from the PTO. Also attached is a copy of PAIR showing that these documents were entered into the file wrapper of the above-identified patent application.

Thus, Applicant's attorney hereby petitions for withdrawal of the holding of abandonment of this application.

This Petition is accompanied by a Verified Statement by George H. Gates attesting to the fact that the response to the Notification of Non-Compliant Appeal Brief and supplement Brief of Appellant were filed on November 28, 2005.

No fee is deemed necessary in connection with the filing of this Petition. However, should the Office determine that a fee is required, the Office is authorized to charge any such fee to Deposit Account No. 14-0225 of NCR Corporation, the assignee of the present invention.

Respectfully submitted,

GATES & COOPER LLP  
Attorneys for Applicant

Howard Hughes Center  
6701 Center Drive West, Suite 1050  
Los Angeles, California 90045  
(310) 641-8797

Date: October 16, 2006

By: Gates  
Name: George H. Gates  
Reg. No.: 33,500

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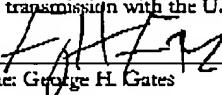
OCT 16 2006

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Applicant: Brian J. Wasserman et al. Examiner: Andrew J. Rudy  
Serial No.: 10/016,452 Group Art Unit: 3627  
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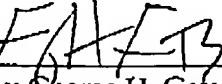
By:   
Name: George H. Gates

VERIFIED STATEMENT BY GEORGE H. GATES IN SUPPORT OF  
THE PETITION TO WITHDRAW HOLDING OF ABANDONMENT

I, George H. Gates, hereby declare as follows:

1. I am a partner in the law firm of Gates & Cooper LLP, and a registered patent attorney having registration number 33,500.
2. I represent NCR Corporation in the prosecution of the above-identified patent application.
3. I submitted a response to the Notification of Non-Compliant Appeal Brief and supplement Brief of Appellant to the U.S. Patent and Trademark Office (PTO) on November 28, 2005. Copies of the facsimile submission of these documents are attached, along with the auto-reply received from the PTO. Also attached is a copy of PAIR showing that these documents were entered into the file wrapper of the above-identified patent application.
4. I further declare that all statements made herein of my own personal knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-referenced application or any patent issuing thereon.

Dated: October 16, 2006

By:   
Name: George H. Gates

## Auto-Reply Facsimile Transmission



TO: Fax Sender at +13106418798

## Fax Information

Date Received:

11/28/2005 4:28:02 PM [Eastern Standard Time]

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19 (including cover page)

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11-20-2005 01:44PM FROM-Gates & Cooper LLP		+13106418798	T-627	P.001	F-607																																																
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<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Title of Document</td> <td colspan="5" style="text-align: center;"><b>RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF AND BRIEF OF APPELLANTS</b></td> </tr> <tr> <td>Transmitter:</td> <td colspan="5">Brian J. Wiesener et al</td> </tr> <tr> <td>Applicant:</td> <td colspan="5"></td> </tr> <tr> <td>Serial No.</td> <td colspan="5">10/016,452</td> </tr> <tr> <td>Filing:</td> <td colspan="5">December 10, 2001</td> </tr> <tr> <td>Group Art Under:</td> <td colspan="5">3627</td> </tr> <tr> <td>Title:</td> <td colspan="5">DYNAMIC EVENT SELECTION FOR FINANCIAL PROCESSING IN A RELATIONAL DATABASE MANAGEMENT SYSTEM</td> </tr> <tr> <td>Our Ref. No.:</td> <td colspan="5">9618</td> </tr> </table>						Title of Document	<b>RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF AND BRIEF OF APPELLANTS</b>					Transmitter:	Brian J. Wiesener et al					Applicant:						Serial No.	10/016,452					Filing:	December 10, 2001					Group Art Under:	3627					Title:	DYNAMIC EVENT SELECTION FOR FINANCIAL PROCESSING IN A RELATIONAL DATABASE MANAGEMENT SYSTEM					Our Ref. No.:	9618				
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By: <u>George H. Gates</u> Name: George H. Gates Reg. No.: 13,501																																																					
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PAGE 015 'RCVD AT 11/28/2005 4:28:02 PM [Eastern Standard Time]' 'SVR:USPTO-EFXRF-5/14' 'DNIS:2738300' 'CSID:+13106418798' 'DURATION (mm:ss):03:46'																																																					

## MEMORY TRANSMISSION REPORT

TIME : 11-28-2005 01:47PM  
 TEL NUMBER : +13106418798  
 NAME : Gates & Cooper LLP

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Patent Examining Corps	TELEPHONE: (310) 642-4146
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Alexandria, VA 22315-1450	

Total pages, including cover letter: 19

PTO FAX NUMBER: 571-223-8300

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Applicant:	Brian J. Wasserman et al.
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 Reg. No.: 33,500

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May 2006  
 Signature

May 2006  
 Date

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GAC 30145.410-US-01